

Remarks

The Examiner's reconsideration of the application is urged in view of the amendments above and comments which follow. While the indicated allowability of claims 2, 3, 7 and 8 is gratefully acknowledged, it is submitted that all claims are now in condition for allowance, as will be explained below.

In the Office Action, the Examiner has rejected independent claims 1 and 6 under 35 U.S.C. §102 as being anticipated by Mann U.S. Patent No. 3,262,132. Mann is well known to the present applicant, and is discussed in the background section of the present application. While Mann does have overflow control, as explained in the specification, Mann has only a limited capacity, and cannot handle major overflows or surges.

Claims 1 and 6, as originally cast, claimed the collection cavity extending along one side of the collection basin. In Mann, in distinction, the gutter 50 is at the top of the commode, not along one side. Because of orientation of the gutter at the top, it has only a limited capacity, and cannot handle major overflows. Thus, the claims as originally cast claimed the collection cavity along one side of the collection basin, and it is submitted that in Mann, the gutter is not "along one side". It is along the top.

Since it appears that the Examiner might be reading a side to be the top, both claims 1 and 6 have been amended to require that the collection cavity is in a vertical orientation along one side of the collection basin. With this change, it is submitted that the claims clearly distinguish from Mann, since Mann does not suggest locating a separate collection cavity in a vertical orientation along one side of the collection basin. Mann has only a gutter at the top.

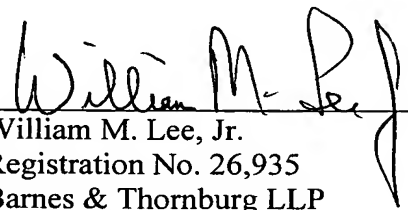
It is therefore submitted that claims 1 and 6, as amended, are now in condition for allowance and the remaining claims depending therefrom are also allowable. Again, while the indicated allowability of the subject matter of claims 2, 3, 7 and 8 is gratefully

acknowledged, it is submitted that all claims are now in condition for allowance, and the Examiner's further and favorable reconsideration in that regard is urged.

As this response is being filed during the fourth month following the Examiner's Office Action, an appropriate Petition for Extension of Time is also submitted herewith.

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Respectfully submitted,



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